

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20554

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In the Matter of )  
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**MOBILEMEDIA CORPORATION, et al.** ) WT DOCKET NO. 97-115  
 )  
Applicant for Authorizations and Licensee )  
of Certain Stations in Various Services )

To: The Commission

**WIRELESS TELECOMMUNICATIONS BUREAU'S COMMENTS ON  
REQUEST FOR EXTENSION OF STAY**

1. On March 27, 1998, MobileMedia Corporation and its subsidiaries, debtors-in-possession ("MobileMedia" or "Company"), requested a six-month extension of the stay in this proceeding. For the reasons that follow, the Chief, Wireless Telecommunications Bureau, supports MobileMedia's request for an extension of the stay, until October 6, 1998.

2. On April 8, 1997, the Commission commenced this hearing proceeding to determine, among other things, whether MobileMedia is basically qualified to remain a Commission licensee.<sup>1</sup> On June 6, 1997, the Commission granted MobileMedia a ten-month stay of the hearing,<sup>2</sup> within which to file applications to transfer control of the Company's

<sup>1</sup> MobileMedia Corp., et al., Order to Show Cause, Hearing Designation Order and Notice of Opportunity for Hearing for Forfeiture, 12 FCC Rcd 14,896 (1997) (designated for revocation hearing after the Company disclosed the results of an internal investigation concluding that it had filed at least 289 false notifications on FCC Form 489 and also filed at least 94 defective "40-Mile Rule" applications).

<sup>2</sup> MobileMedia Corp., et al., Order, 12 FCC Rcd 7927, recon. in part, 12 FCC Rcd 11,861 (1997).

authorizations pursuant to the Commission's Second Thursday doctrine.<sup>3</sup> The ten-month period has apparently proven insufficient for MobileMedia to accomplish that task.

3. Based on the Company's representations, it appears that MobileMedia has made and continues to make substantial progress toward a plan of reorganization consistent with the requirements of the Commission's Second Thursday doctrine. We believe that MobileMedia has demonstrated through its monthly status reports and its extension request that the Company is engaged in stabilizing its business to maximize its value for its creditors and ensuring its long-term viability as a licensee in good standing. MobileMedia purports to be committed to a reorganization plan that will give both ownership and control to innocent third parties and will otherwise meet the standards of Second Thursday.

4. MobileMedia seeks to extend the duration of the stay because the bankruptcy court's schedule for confirming the proposed Joint Plan of Reorganization<sup>4</sup> will likely continue into the third calendar quarter of this year due, in part, to the current opposition to that plan by the unsecured Creditors' Committee.<sup>5</sup> MobileMedia states that the requested

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<sup>3</sup> Second Thursday Corp., 22 FCC 2d 515, recon. granted, 25 FCC 2d 112 (1970) (a licensee in bankruptcy may request the assignment or transfer of its authorizations despite participation in a hearing proceeding to determine its basic character qualifications, where it demonstrates that suspected wrongdoers (1) will have no part in the proposed operations of the assignee or transferee and (2) will derive no benefit from the assignment or transfer or will receive only a minor benefit which is outweighed by equitable considerations in favor of innocent creditors).

<sup>4</sup> The Joint Plan of Reorganization was filed on January 27, 1998, in the Bankruptcy Court in docket In re MobileMedia Communications, et al., 97-174(PJW). According to the Company, the Plan has the support of the agent and steering committee for the Company's pre-petition secured lenders.

<sup>5</sup> Request for Extension of Stay at 1-2.

extension would provide the parties to the bankruptcy a realistic opportunity to attempt to resolve the remaining issues and to explore other options and would permit the resolution of certain critical issues by the bankruptcy court.<sup>6</sup> Despite MobileMedia's best efforts to expedite the bankruptcy process, circumstances beyond MobileMedia's control apparently created this delay, and the Company should not be penalized therefor.

5. To date, MobileMedia has provided uninterrupted paging service to the public. Moreover, it is in the interest of the creditors, as well as the debtor-in-possession, to move toward an expeditious resolution of MobileMedia's bankruptcy. Based upon the circumstances described by MobileMedia in its request, including the Company's representation of anticipated progress, the Bureau believes that a six-month extension of the stay would serve the public interest and is of reasonable duration. However, the Bureau recommends that the Commission expressly continue the requirement contained in its Order, 12 FCC Rcd 7927 at ¶ 19, that MobileMedia submit monthly status reports "as to the progress of the bankruptcy proceedings" during the pendency of the stay.

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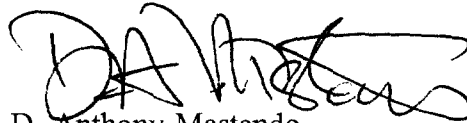
<sup>6</sup> Request for Extension of Stay at 11

6. For the foregoing reasons, the Bureau supports MobileMedia's request to extend, until October 6, 1998, the stay of this proceeding.

Respectfully submitted,  
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Chief, Wireless Telecommunications Bureau

A handwritten signature in black ink, appearing to read "Gary P. Schonman".

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April 7, 1998

## CERTIFICATE OF SERVICE

I, D. Anthony Mastando, an attorney in the Enforcement and Consumer Information Division, Wireless Telecommunications Bureau, certify that I have, by first class U.S. mail, this 7th day of April 1998, caused to be sent copies of the foregoing "Wireless Telecommunications Bureau's Consolidated Comments on the Requests for Clarification," to:

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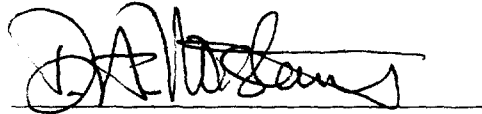
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